

REMARKS

Claims 1-8 are pending in the present application. The Examiner finally rejected claims 1 and 3-8 under 35 U.S.C. § 102(b) as being anticipated by Hayashi et al. (U.S. Patent No. 5,434,626) and claim 2 under § 103(a) as being unpatentable in view of Hayashi and Robertson et al. (U.S. Patent No. 5,598,183). Applicant herewith submits a request for continued examination with the present Amendment as the requisite submission. With entry of this amendment, Applicant amends claims 1, 7 and 8. Reexamination and reconsideration are respectfully requested.

The present invention, as set forth in claim 1, is directed to a cursor movement controlling apparatus. The apparatus includes a display. The display displays groups of choices and a cursor that can be used to select a given choice in a given group. Applicant has amended claim 1 to recite: “said plurality of groups displayed simultaneously on one screen, said plurality of choices displayed for each of the plurality of groups, said cursor capable of moving in an up/down direction and in a right/left direction wherein one direction is for moving among the plurality of groups and the other direction is for moving among the plurality of choices in the same group . . .”

Applicant respectfully submits that claim 1, as amended, is not anticipated by Hiyashi. Hiyashi illustrates in Fig. 4b a menu screen 36b that is within the main screen 36a of a display. The menu screen 36b displays a list of menu items as illustrated in Fig. 5. The user operates a remote controller to select one of the menu items in an up and down direction. For example, if item 36b1 is selected, a submenu corresponding to the selection is displayed in the menu screen 36b as illustrated in Fig. 6a. (See also Col. 9, lines 22-67.) Thus, Hiyashi merely discloses illustrating one menu at a time and selecting items on that menu in a single direction at any given time. Hiyashi fails to disclose “said plurality of groups displayed simultaneously on one screen, said plurality of choices displayed for each of the plurality of groups, said cursor capable of moving in an up/down direction and in a right/left direction wherein one direction is for moving among the plurality of groups and the other direction is for moving among the plurality of choices in the same group” as recited in claim 1. Accordingly, Applicant respectfully submits that claim 1 and its dependent claims 3-6 are not anticipated by Hiyashi for at least the reasons set forth above.

Applicant has similarly amended independent claims 7 and 8 and respectfully submits that these claims are also not anticipated by Hiyashi for at least the reasons set forth above.

With respect to claim 2, Applicant respectfully submits that Roberston does not make up for the deficiencies of Hiyashi. Robertson is directed to controlling the placement of a cursor when the display changes. Robertson fails to disclose the above quoted recitation in claim 1.

In view of the above, each of the presently pending claims in this application is believed to be in immediate condition for allowance. Accordingly, the Examiner is respectfully requested to pass this application to issue.

If, for any reason, the Examiner finds the application other than in condition for allowance, Applicant requests that the Examiner contact the undersigned attorney at the Los Angeles telephone number (213) 892-5630 to discuss any steps necessary to place the application in condition for allowance.

In the unlikely event that the transmittal letter is separated from this document and the Patent Office determines that an extension and/or other relief is required, Applicant petitions for any required relief including extensions of time and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing Docket No. 393032041800.

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Respectfully submitted,

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